

105TH CONGRESS  
2D SESSION

# H. R. 4723

To amend title XIX of the Social Security Act to deduct a children's contribution from the amount of income applied monthly to payment for the cost of care in an institution for an individual receiving medical assistance under a State Medicaid plan.

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 7, 1998

Mr. MANZULLO introduced the following bill; which was referred to the Committee on Commerce

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## A BILL

To amend title XIX of the Social Security Act to deduct a children's contribution from the amount of income applied monthly to payment for the cost of care in an institution for an individual receiving medical assistance under a State Medicaid plan.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. DEDUCTION OF CHILDREN'S CONTRIBUTION**  
4 **FROM MONTHLY INCOME FOR INSTITU-**  
5 **TIONALIZED MEDICAID BENEFICIARIES.**

6 (a) IN GENERAL.—Section 1902(q) of the Social Se-  
7 curity Act (42 U.S.C. 1396a(q)) is amended—

1           (1) in paragraph (1)(A), by inserting “a month-  
2       ly children’s contribution (as defined in paragraph  
3       (3)) and” after “plan”); and

4           (2) by adding at the end the following new  
5       paragraph:

6       “(3) For purposes of this subsection, the term  
7       ‘monthly children’s contribution’ means a contribution  
8       given to an individual for a month by the individual’s chil-  
9       dren for clothing and other personal needs of the individ-  
10      ual, the total amount of which may not exceed \$100.”.

11      (b) EFFECTIVE DATE.—(1) Except as provided in  
12      paragraph (2), the amendments made by subsection (a)  
13      shall apply to calendar quarters beginning on or after Jan-  
14      uary 1, 1999, without regard to whether or not final regu-  
15      lations to carry out such amendments have been promul-  
16      gated by such date.

17      (2) In the case of a State plan for medical assistance  
18      under title XIX of the Social Security Act which the Sec-  
19      retary of Health and Human Services determines requires  
20      State legislation (other than legislation appropriating  
21      funds) in order for the plan to meet the additional require-  
22      ments imposed by the amendments made by subsection  
23      (a), the State plan shall not be regarded as failing to com-  
24      ply with the requirements of such title solely on the basis  
25      of its failure to meet these additional requirements before

1 the first day of the first calendar quarter beginning after  
2 the close of the first regular session of the State legisla-  
3 ture that begins after the date of the enactment of this  
4 Act. For purposes of the previous sentence, in the case  
5 of a State that has a 2-year legislative session, each year  
6 of such session shall be deemed to be a separate regular  
7 session of the State legislature.

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